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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/932,038	08/16/2001	Eric D. Edwards	80398.P431	5224

8791 7590 03/18/2005

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EXAMINER

LIN, KELVIN Y

ART UNIT	PAPER NUMBER
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2142

DATE MAILED: 03/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	09/932,038	EDWARDS ET AL.	
	Examiner	Art Unit	
	Kelvin Lin	2142	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-45 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-45 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 August 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

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Detailed Action

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

1. Claims 6, and 9 objected to under 37 CFR 1.75(c), as being of improper dependent form for failing to further limit the subject matter of a previous claim. Applicant is required to cancel the claim(s), or amend the claim(s) to place the claim(s) in proper dependent form, or rewrite the claim(s) in independent form.
 - a) Claim 6 is objected to because a depending claim must depend from a previous claim, not a later claim. It is suggested that claim 6 depends on claim 1.
 - b) Claim 9 is objected to because a depending claim must depend from a previous claim, not a later claim. It is suggested that claim 9 depends on claim 1.
2. The above noted problems are not necessarily an exhaustive listing, but are meant to be exemplary of the types of errors present. It is incumbent upon an applicant to ensure that any amendment filed resolves all deficiencies and places the claims in compliance with 35 USC 112.
3. Appropriate correction is required

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-45 are rejected under 35 USC 102(e) as being anticipated by Cook D., (US Patent No. 6496744).
3. Regarding claim 1, Cook teaches a computerized method, comprising:
 - receiving from a first device, across one or more networks, one or more files to a storage location (Cook, col.4, l.46-49); and
 - providing file transfer notification to a second device, across the one or more networks (Cook, col.10, l.18-19).
4. Regarding claim 2, Cook further discloses the method of claim 1, further comprising: generating a media transfer request (Cook, col.7, l.31-33).
5. Regarding claim 3, Cook further discloses the method of claim 2, further comprising: providing media transfer notification to the second device, across the one or more networks (Cook, col.7, l.44-47).
6. Regarding claim 4, Cook further discloses the method of claim 1, wherein the

first device is the same as the second device (Cook, col.6, l.30-50, col.7, l.33-40, the order device and manufacture device are the same devices at the system).

7. Regarding claim 5, Cook further discloses the method of claim 1, further comprising, a server receiving input from the first device to select one or more files in archive (Cook, col.7, l.38-39).
8. Regarding claim 6, Cook further discloses the method of claim 1, further The method of claim 1, further comprising: transferring the selected files onto a different media based on input from the first device (Cook, col.7, l.55-58).
9. Regarding claim 7, Cook further discloses the method of claim 6, wherein, the server provides media transfer notification to the first device (Cook, col.7, l.46-49, generated the confirmation number for the customer to track the status).
10. Regarding claim 8, Cook further discloses the method of claim 6, wherein the server provides media transfer notification to the second device (Cook, col.3, l.33-34, col.7, l.46-49, generated the confirmation number managed by the system).
11. Regarding claim 9, Cook further discloses the method of claim 1, further comprising, tracking a mailing status of the media transferred files (Cook, col.3, l. 33-34, col.7, l.50)
12. Regarding claim 10, Cook further discloses the method of claim 1, wherein the first device is Internet enabled (Cook, fig.1, col.5, l. 40-41).
13. Regarding claim 11, Cook further discloses the method of claim 1, , wherein the first device is telephony enabled (Cook, col.1, l.66-67) .

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14. Regarding claim 12, Cook further discloses the method of claim 1, wherein the first device selected from the group consisting of an ATM, a photo kiosk, a personal computer, a pager, telephone, and an Internet-enabled PDA (Cook, col.1, l. 66-67).
15. Regarding claim 13, Cook further discloses the method of claim 1, wherein the second device is telephony enabled (Cook, col.2, l.18-19).
16. Regarding claim 14, Cook further discloses the method of claim 1, wherein the second device is selected from the group consisting of pager, telephone, fax, answering machine and telephony-enabled PDA (Cook, col.2, l.32-33).
17. Regarding claim 15, Cook further discloses the method of claim 1, wherein the second device is a letter delivered by a public mail system (Cook, col.3, l.43-44, col.10, l.56-57).
18. Regarding claim 16, Cook further discloses the method of claim 1, wherein the received files are graphic files (Cook, col.7, l.11-12).
19. Regarding claim 17, Cook further discloses the method of claim 1, wherein the received files are audio files (Cook, col.4, l.23-24).
20. Regarding claim 18, Cook further discloses the method of claim 1, wherein one of the one or more networks is the PSTN (Cook, col.2, l.30-31).
21. Regarding claim 19, Cook further discloses the method of claim 1, wherein one of the one or more networks is selected from the group consisting of the Internet, WAN, and LAN. (Cook, col.6, l.33-34)
22. Regarding claim 20, Cook further discloses the method of claim 19, wherein

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VPN is implemented (Cook, col.8, l.26-33, VPN is defined as a wide area network formed of permanent virtual circuits on another network such as ATM..-Microsoft Computer Dictionary)

23. Regarding claims 21-30 have similar limitations as claims 1, 3-4, 10-11, 16, and 19. Therefore, Claims 21-30 are rejected for the same reasons set forth in the rejection of claims 1, 3-4, 10-11, 16, and 19.

24. Regarding claims 31-33 have similar limitations as claims 21,22. Therefore, Claims 31-33 are rejected for the same reasons set forth in the rejection of claims 21,22.

25. Regarding claim 34, Cook further discloses the apparatus of claim 33, further comprising: means for tracking a mailing status of the transferred media (Cook, col.3, l. 33-34, col.7, l.50).

26. Regarding claim 35, Cook further discloses a machine-readable medium having executable instructions for performing a method, the method comprising:

- transferring one or more files across one or more networks (Cook, col.2, l.63-67, col.6, l.7-10);
- transferring at least one of the one or more files into a different media (Cook, col.2, l.30-35);
- providing file transfer notification (Cook, col.10, l.15-20); and
- providing media transfer notification (Cook, col.10, l. 8-11,l.50-55).

27. Regarding claim 36, Cook further discloses the machine-readable medium of claim 35 having further executable instructions for performing a method, the

method further comprising: transferring the one or more files from the archive to a different media (Cook, col.4, l.45-50).

28. Regarding claim 37, Cook further discloses the machine-readable medium of claim 35 having further executable instructions for performing a method, wherein the media transfer notification confirms a successful file transfer into an archive (Cook, col. 9, l.1-22, here is retrieved from directory and into working file "i.e. archive" and ready for download.).

29. Regarding claims 38-40 have similar limitations as claims 35-37, except the account system that is disclosed in (Cook, col.6, l.66-67).

Therefore, Claims 38-40 are rejected for the same reasons set forth in the rejection of claims 35-37.

30. Regarding claims 41-42 have similar limitations as claims 35-36.

Therefore, Claims 41-42 are rejected for the same reasons set forth in the rejection of claims 35-36.

31. Regarding claim 43, Cook further discloses the system of claim 41, further comprising: one or more files converted to a different media and the different media delivered to an address (Cook, col. 4, l.30-35, col.10, l.50-55).

32. Regarding claim 44, Cook further discloses the system of claim 43, wherein a media transfer notification is sent to the second device to provide tracking information on a shipment of the files transferred to the different media (Cook, col. 7, l.45-50).

33. Regarding claim 45, Cook further discloses the system of claim 41, wherein the

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first device is the same device as the second device (Cook, col.6, l. 30-50).

Conclusion

The prior art made of record and not relied upon is considered pertinent to application's disclosure.

- Frailong et al., (US Patent No. 6230194) Upgrading A Secure Network Interface.
- Stern et al., (US Patent No. 6473803) Virtual LAN Interface For High-Speed Communications Between Heterogeneous Computer Systems.
- Brackett et al., (US Patent No. 6519632) Method And Apparatus For Configuring Imaging System To Communicate with Multiple Remote Devices.
- Dugan et al., (US Patent No. 6363411) Intelligent Network.
- NPL – Person P., MP3, a De Facto standard for music n the Internet?, Protect Your Intellectual Property; Security, Encryption and Anti-Copy Technologies (Ref. No. 1999/083), IEE Seminar on, 26 March 1999, pp. 1-5.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kelvin Lin whose telephone number is 703-605-1726.

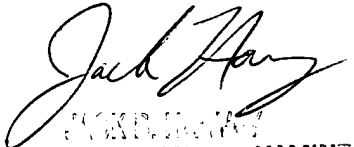
The examiner can normally be reached on Flexible 4/9/5.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Harvey can be reached on 703-305-9705. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Kyl
3/09/05


JACK HARVEY
SUPERVISOR